IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF OCTOBER,
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

WRIT PETITION NO : 17750 of 2004

Between:

C.J. Vokappa, S/o. late C.K. Joyappa, Hindu,

Aged about 50 years, Working as CISF Constable

No.764501193 in CISF Unit, STPP, Simhadri, Post Paravada,

Visakhapatnam

..... PETITIONER

AND

1. The Director General, CISF, CGO Complex, Lodhi Road,

New Delhi.
2. The Inspector General, CISF, South West Sector Head

Quarter, RCF Chembur, Mumbai – 400 074.

3. The Deputy Inspector General, CISF, South Zone

Head Quarters, Rajaji Bhavan, Besant Nagar,

Chennai – 600 090.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus, or any other appropriate Writ, order or direction, directing

the respondents to consider the case of the petitioner for posting him back to CISF Unit BHEL (R), Hyderabad sympathetically and post him to CISF Unit BHEL (R), Hyderabad and if not possible to post him in that particular Unit or in any Unit which is having Hospital and Special Care School for Mentally and Physically Retarded Children are available within a specified time.

Counsel for the Petitioner:MR.T.P.ACHARYA

Counsel for the Respondent Nos.1 to 3: MR.ARAJASHEKAR REDDY (SC FOR CG)

The Court at the stage of admission made the following :

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THE HONOURABLE DR.JUSTICE G.YETHIRAJULU

Writ Petition No. 17750 of 2004

ORDER:

The petitioner is working as a C.I.S.F. Constable. He was transferred on 15.06.2004 from Hyderabad to S.T.P.P., Simhadri, in Visakhapatnam District.

2. The grievance of the petitioner is that he was transferred to a distant place without considering his representation that he is having mentally and physically retarded child, studying at Hyderabad and that there is no such facility at Simhadri. The petitioner contends that he made representations on 04.06.2004, 31.08.2004 and 13.09.2004 to the respondents 2 and 3 requesting them to post him back to B.H.E.L., Hyderabad. Since no orders have been passed on his representations by the respondents 2 and 3, he approached this Court through this writ petition, seeking a direction to the respondents 2 and 3 to consider his representations, regarding his request for reposting at B.H.E.L., Hyderabad.

3. Having regard to the submissions made by the petitioner, the respondents 2 and 3 are directed to consider and pass appropriate orders on the representations of the petitioner, keeping in view of the Circular dated 15.02.1991 of the Ministry of Personnel Public Grievances and Pensions (Department of Personnel and Training), Government of India, regarding his request for re-transfer to B.H.E.L., Hyderabad.

4. The Writ Petition is accordingly disposed of. No costs.

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Dr.G.YETHIRAJULU, J

Date: 1st October, 2004.

Cs

NOTE:

Issue C.C. in three days.

B/O

cs

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1.The Director General, C.I.S.F., C.G.O. Complex, Lodhi Road,

New Delhi.

2.The Inspector General, C.I.S.F., South West Sector, Head

Quarter, RCF Chembur, Mumbai – 400 074.

3. The Deputy Inspector General, C.I.S.F., South Zone Head

Quarters, Rajaji Bhavan, Besant Nagar, Chennai – 600 090.

4. Two C.D. copies.